



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

FISH & RICHARDSON PC
P.O. BOX 1022
MINNEAPOLIS MN 55440-1022

COPY MAILED
JAN 06 2010

In re Application of :
Harper et al. :
Application No. 10/091,284 :
Filed: March 5, 2002 :
Attorney Docket No. 10660-070US(10279P1) :
ON PETITION

This is a decision on the renewed "Second Petition To Correct Declaration Under 37 CFR §1.63" filed on November 12, 2009.

The petition is **Dismissed as Moot.**

Petitioner sought to correct the citizenship of inventor John Douglas Morgan to reflect that he retains Australian citizenship as opposed to "United" under 37 CFR 1.182 without the submission of a supplemental declaration.

In light of the submission of the supplemental declaration by John Douglas Morgan, which corrects the citizenship, waiver of 37 CFR 1.63 or 1.67 is not required.

The submission of the executed declaration will be treated as being timely received.

The address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

The application is being directed to art unit 1796 for further processing.

Telephone inquiries regarding this communication should be directed to the undersigned at (571) 272-3215.

Charlema Grant
Petitions Attorney
Office of Petitions

Cc: Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110